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Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jason Michael Nolan, et al.

Serial No.: 10/528,329

Case No.: 21054P

Art Unit:

Filed: March 18, 2005

Examiner:

For: GAMMA-AMINOAMIDE MODULATORS OF  
CHEMOKINE RECEPTOR ACTIVITY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO ELECTION / RESTRICTION REQUIREMENT**

Applicants hereby respond to the Election / Lack of Unity Restriction Requirement dated June 26, 2006.

Applicants are required to elect a single invention. Subject to the traversal contained in the remarks provided below, Applicants provisionally elect Group I, claims 1-23, drawn to products of the Formula I, wherein X and R<sup>6-12</sup> are as defined in claim 1, and the variable "W" is carbon.

Applicants reserve the right to file a divisional application directed to the non-elected subject matter.

Further, Applicants respectfully point out that all of the compounds recited in claims 1-23 share numerous common structural features. This election is made with traverse because it is believed there is sufficient structural similarity among the compounds recited in claims 1-23 to present and examine this subject matter in a single application. Given the commonality of the subject matter of claims 1-23, examination of claims 1-23 does not place a serious search burden upon the Examiner. Applicants therefore respectfully request that claims 1-23 be examined in this application.

If there are any issues outstanding after consideration of this election, the Examiner is invited to contact the undersigned to expedite prosecution of this case.

Attorney for Applicants can be reached at the telephone number and address below. Correspondence should continue to be sent to the address below. Although no fees are believed to be due, any fees occasioned by this paper or any fee overpayments should be charged or credited to Deposit Account 13-2755.

Respectfully submitted,

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By *A. Reynolds* Date 7.13.06

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Date: July 13, 2006